UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE MERRILL LYNCH & CO., INC. SECURITIES, DERIVATIVE AND ERISA

:: Master File No.:

:: 07 cv 9633 (LBS) (AJP) (DFE)

This Document Relates To: All Actions

LITIGATION

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that Jason S. Stone, an associate with the law firm of Simpson Thacher & Bartlett LLP, hereby enters his appearance as counsel for Defendant E. Stanley O'Neal in the above-captioned action. Mr. Stone is admitted to practice in this Court.

Dated: New York, New York July 30, 2008

SIMPSON THACHER & BARTLETT LLP

By: /s/ Jason S. Stone

Michael J. Chepiga (mchepiga@stblaw.com)

Paul C. Curnin (pcurnin@stblaw.com)

Jason S. Stone (jstone@stblaw.com)

Sarah L. Dunn (sdunn@stblaw.com)

425 Lexington Avenue

New York, New York 10017

Telephone: (212) 455-2000

Facsimile: (212) 455-2502

Attorneys for Defendant E. Stanley O'Neal